

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

DONNA CURLING, ET AL., )  
)  
Plaintiffs, )  
) Civil Action  
vs. )  
) No. 1:17-CV-2989-AT  
BRAD RAFFENSPERGER, ET AL., )  
)  
Defendants. )

VIRTUAL VIDEOTAPED 30(b)(6) DEPOSITION OF  
FULTON COUNTY BOARD OF REGISTRATION AND ELECTIONS  
THROUGH  
DOMINIC OLOMO  
Friday, January 21, 2022  
10:29 a.m.

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22

23 Krishan Patel, Videographer

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25

## INDEX

VIRTUAL VIDEOTAPED 30(b)(6) DEPOSITION OF  
 FULTON COUNTY BOARD OF REGISTRATION AND ELECTIONS  
 THROUGH  
 DOMINIC OLOMO

Friday, January 21, 2022

EXAMINATION BY	PAGE
Mr. Sparks	6.

## DESCRIPTION OF EXHIBITS

EXHIBIT	IDENTIFICATION	PAGE
Exhibit 1	Curling Plaintiff's Third Amended Notice of Deposition of Fulton County Defendants	11
Exhibit 2	E-mail string to Tucker from Evans, 9/29/2020, Bates stamped State-Defendants-00113894 - 113995	20
Exhibit 3	E-mail to Harvey from Spell-Fowler, 10/27/2020, Bates Stamped State-Defendants-00096447 - 96448	30

(Original exhibits attached to the Original  
transcript.)

1 VIRTUAL DEPOSITION OF

2 DOMINIC OLOMO

3 Friday, January 21, 2022

4 THE VIDEOGRAPHER: Today's date is  
5 January 21st, 2022, and the time is 10:29 a.m.  
6 This will be the 30(b)(6) videotaped deposition  
7 of Fulton County Board of Registration and  
8 Elections given by Dominic Olomo. Will counsel  
9 please introduce themselves and any objections  
10 to the witness being sworn in remotely.

11 MR. SPARKS: Good morning. This is Adam  
12 Sparks, Krevolin & Horst. With me is Halsey  
13 Knapp of Krevolin & Horst representing Curling  
14 plaintiffs in this litigation.

15 MR. LOWMAN: This is David Lowman  
16 representing Fulton County defendants.

17 MS. LAROSS: And this is Diane LaRoss  
18 representing the state defendants along with  
19 Carey Miller and Bryan Tyson.

20 THE VIDEOGRAPHER: Will the court reporter  
21 please swear in the witness.

22 DOMINIC OLOMO,

23 called as a witness, having been duly sworn  
24 by a Notary Public, was examined and testified as  
25 follows:

1 EXAMINATION

2 BY MR. SPARKS:

3 Q. Mr. Olomo, good morning. My name is Adam.  
4 I'm an attorney representing some of the plaintiffs  
5 in this case. And I've got a few questions to ask of  
6 you. Thank you for your patience as we took care of  
7 the preliminaries before we started today.

8 A few things before we start.

9 MR. SPARKS: Attorney Lowman, I presumed  
10 you intend, as do I, to reserve objections other  
11 than to form of the question and responsiveness  
12 of the answer until trial. Is that accurate?

13 MR. LOWMAN: That is.

14 MR. SPARKS: All right. Thank you.

15 Q. (By Mr. Sparks) Mr. Olomo, have you been  
16 deposed before?

17 A. Yes.

18 Q. Have you been deposed in this litigation  
19 before?

20 A. I don't know what that means.

21 Q. Fair point. This case is currently called  
22 Curling v. Raffensperger. It's been going on for  
23 many months now. I was asking whether, in your prior  
24 deposition, whether it was also related to this case.  
25 Do you know?

1 A. I'm not sure. And I don't know.

2 Q. Okay. About when were you deposed before?

3 A. That was 2020.

4 Q. 2020?

5 A. Yes. I don't recall the month but it was  
6 2020.

7 Q. Sure. And broadly speaking, did it have to  
8 do with elections in Fulton County, Georgia?

9 A. Yes, sir. Yes.

10 Q. Have you been deposed any other time?

11 A. No.

12 Q. I just want to cover a few of the rules of  
13 the road today so that we understand each other going  
14 forward.

15 First, as you might have noticed with these  
16 remote proceedings, sometimes it's a bit difficult to  
17 hear each other or to know when the other person has  
18 stopped talking before you respond to a question or  
19 ask another, as the case may be. So I want to ask us  
20 not to talk each other -- talk over each other --  
21 excuse me, for the sake of the court reporter and the  
22 record, and so you and I understand each other. Is  
23 that okay?

24 A. Okay.

25 Q. All right. I'm trying to speak at a large

1 enough volume to where you can hear me well, but not  
2 so loud that I'm going to burst your eardrums. If  
3 that needs to change, if I need to speak more loudly  
4 or more softly, would you please let me know?

5 A. I will.

6 Q. And you understand that I may ask you to  
7 speak up or let you know you are loud enough as well.  
8 Do you understand that?

9 A. I do.

10 Q. It's fine to take a break when you need  
11 one. I imagine I may need one as well. But I'd ask  
12 that you not ask to take a break or take a break in  
13 the middle of a question or while there's a question  
14 still pending. Is that okay?

15 A. Okay.

16 Q. Great. I saw you nodded just there and  
17 also said okay. Just for purposes of the record, all  
18 of your responses will need to be verbal so that the  
19 court reporter can take them down for the record. Do  
20 you understand?

21 A. I do.

22 Q. I want my questions to be clear and you  
23 should let me know if you don't understand my  
24 question. If you do answer a question, I will assume  
25 you understood it or otherwise you would have spoken



1 up. Is that okay?

2 A. That's okay.

3 Q. Thank you.

4 MR. SPARKS: Also, for the record,  
5 particularly since we are starting a little  
6 late, Curling plaintiffs are going to make a  
7 good-faith effort to cover everything we need to  
8 with this Fulton County 30(b)(6) deposition with  
9 multiple designees in one day. I would note  
10 that we are entitled to the full seven hours for  
11 each designee. It's possible that we will need  
12 to leave the deposition open for further  
13 examination of one or more of them on the  
14 designated topics. Sitting here today, I don't  
15 think that's likely at the moment, and we are  
16 going to try in good faith to get through  
17 everybody today. But we are entitled to more  
18 and it remains a possibility. This is the first  
19 of two dates on which counsel for the Curling  
20 plaintiffs and the Fulton County defendants have  
21 agreed to use for a 30(b)(6) deposition.

22 I wanted to also say for the record,  
23 counsel for the parties have discussed for some  
24 months the dates and topics of this deposition,  
25 and I appreciate counsel for the Fulton County

1 defendants, particularly Ms. Ringer and  
2 Mr. Lowman, their good faith and courtesy in  
3 working with us amid some trying circumstances  
4 to agree to topics and get this set up and get  
5 going, so thank you.

6 Q. (By Mr. Sparks) Mr. Olomo, I just want to  
7 ask, is there anyone else in the room with you today  
8 physically?

9 A. No, no.

10 Q. Do you have any of your e-mail applications  
11 or accounts open right now?

12 A. Yes, I have my e-mail open.

13 Q. Okay. I would ask you to go ahead and  
14 close it while you are testifying, please.

15 A. It's closed.

16 Q. Do you have any social media messaging,  
17 chat or other communications applications open right  
18 now?

19 A. No, on my phone, yes, but not on my  
20 computer.

21 Q. Okay. So your phone is within reach?

22 A. Yes, I can put it in the drawer.

23 Q. Yes, I would prefer that if you can just  
24 put it out of sight, out of mind.

25 Thank you. I appreciate that.

1 I'm going to show you a document and you  
2 can see this through Exhibit Share as well, but I  
3 will share my screen also.

4 MR. SPARKS: I wanted to show you this  
5 document that's been marked as Exhibit 1 for  
6 this deposition.

7 (Exhibit 1, Curling Plaintiff's Third  
8 Amended Notice of Deposition of Fulton County  
9 Defendants, marked for identification.)

10 Q. (By Mr. Sparks) Take a look at the  
11 document, please. And once you have reviewed it,  
12 please tell me if you recognize it.

13 A. Yes.

14 Q. So you understand, this is a deposition  
15 notice of the Fulton County Board of Registration and  
16 Elections?

17 A. Yes, correct.

18 Q. So this deposition is a little different  
19 from a deposition in a witness's personal capacity.  
20 This deposition is a deposition of the Fulton County  
21 Board of Registration and Elections, and I want to  
22 make sure you understand this is not about your  
23 personal knowledge, that you are testifying on behalf  
24 of Fulton County Board of -- excuse me, Board of  
25 Registration and Elections. Do you understand that?

1           A.     Yes, I do.

2           Q.     Further, you understand that you and your  
3 attorneys had an obligation to ensure you were fully  
4 prepared to testify on certain topics today. Do you  
5 understand that?

6           A.     Yes, I do.

7           Q.     On what topics in this Exhibit 1 have you  
8 been designated to testify for Fulton County  
9 defendants today?

10          A.     I need to see the entire -- I'm not sure  
11 yet.

12          Q.     I'm going to scroll down to where the  
13 topics start. I will represent to you that your  
14 attorneys informed us that you would be testifying on  
15 topic 15 today and no other. Does that match your  
16 understanding?

17          A.     Yes. Can I see topic 15, please?

18          Q.     Yes, of course. Would you like me to  
19 scroll down?

20          A.     Yes, please.

21          Q.     I will go down to 15. You tell me if you  
22 want me to go up or down.

23          A.     Yes, correct. Yes.

24          Q.     Before I get started on that topic,  
25 Mr. Olomo, do you understand what this case is about?

1           A.    I will say, yes, I do.

2           Q.    Can you tell me in your own words what this  
3 case is about?

4           A.    About the Georgia election system and  
5 Fulton County -- no, the Georgia system and how -- if  
6 there's been any kind of interference.

7           Q.    And again, for clarity of the record, you  
8 understand that I and some of my colleagues represent  
9 some plaintiffs in this case who have brought  
10 constitutional challenges against portions of that  
11 election system, correct?

12          A.    No, I don't. No, I'm not aware of that.

13          Q.    Okay. Well, let me tell you now that I  
14 represent certain plaintiffs in the case. They are  
15 the ones who are bringing the claims that are  
16 challenging as unconstitutional portions of Georgia's  
17 election system. Do you understand what I just said?

18          A.    Yes, I do.

19          Q.    So topic 15 reads, Any vulnerabilities  
20 involving the security, integrity, reliability or  
21 accuracy of Georgia's current Election System as used  
22 in Fulton County, including, a, potential or actual  
23 remote access to any component of Georgia's current  
24 Election System; b, policies and practices regarding  
25 securing the components of Georgia's current Election

1 System, including but not limited to removable media  
2 use with the system (and any other equipment or  
3 devices used with any such media) and equipment  
4 stored overnight in early voting polling places; c,  
5 wireless connections involving any components of  
6 Georgia's current Election System, including  
7 Electronic PollBooks. Did I read topic 15 correctly?

8 A. Yes.

9 Q. All right. Are you comfortable with me  
10 removing the screen share now and you relying on  
11 Exhibit Share if you would like to continue to review  
12 this document?

13 A. Yes, yes.

14 Q. Thanks, I can see you better now.  
15 Tell me what research you have done about  
16 this topic to prepare to testify today.

17 A. None. None.

18 Q. Okay. Did you review any documents to  
19 prepare to testify today?

20 A. No. Just this -- I don't know what it's  
21 called. This one you are showing me right now, but  
22 outside, none, nothing.

23 Q. Whom did you talk to about topic 15 to  
24 prepare for this deposition?

25 A. Derrick Gilstrap. That's the election

1 system supervisor. And that was during the meeting  
2 we had with a legal representative yesterday.  
3 Outside that, no one.

4 Q. I couldn't quite hear you, sir. You said  
5 Mr. Gilstrap and --

6 A. Yes, Mr. Gilstrap. Yeah, Mr. Gilstrap and  
7 that was during the meeting we had with our legal  
8 representative, Mr. David Lowman yesterday.

9 Q. By representative, you meant the attorney  
10 for Fulton County?

11 A. Yes, yes, yes.

12 Q. I don't want you to tell me what your  
13 attorney told you. Those -- well, let me put it this  
14 way. What can you tell me about that conversation  
15 without telling me anything private that Mr. Lowman  
16 told you?

17 MR. LOWMAN: And I just want to object. I  
18 want to object to the form of the question. You  
19 can answer.

20 Q. (By Mr. Sparks) Let me try a better  
21 question, Mr. Olomo. Did you talk about topic 15  
22 generally to prepare for your testimony today with  
23 Mr. Gilstrap and Mr. Lowman?

24 A. Now, can you repeat the question?

25 Q. Did you talk generally about topic 15 with

1 Mr. Lowman and Mr. Gilstrap to prepare for your  
2 testimony today?

3 A. I -- no. It was just -- no. What we  
4 discussed, you know, just a discussion between myself  
5 and Mr. Lowman and Mr. Gilstrap. And I'm not sure --  
6 you can correct me -- but I think that's, you know,  
7 client-attorney privilege, that's covered.

8 Q. Yes, that's fine.

9 Are you relying on any other sources for  
10 your testimony about this topic?

11 A. No.

12 Q. Okay. What do you know about topic 15?

13 A. It's a way -- do you want me to go directly  
14 like from A, B and C or just want to know in general?

15 Q. That's fine. If you'd like to break it  
16 down, that's fine with me.

17 A. Okay. So for A, I have no knowledge of  
18 that. And B, always follow the guidelines from the  
19 SOS and Dominion for their system, to comply with any  
20 removable media before using it based on Dominion  
21 guidelines, to transfer election file from the EMS  
22 cyber to the ICC. That's the central count and  
23 scanner and vice versa. For C -- yes, for C, that  
24 will -- that will be a KNOWiNK question because we  
25 still have KNOWiNK as a (inaudible) --



1 THE REPORTER: We have no what?

2 THE WITNESS: KNOWiNK. That would be a  
3 KNOWiNK question. KNOWiNK --

4 MR. LOWMAN: It's a vendor. It's capital  
5 K-n-o-w and then ink, i-n -- I think it's i-n-k.

6 THE WITNESS: Yes, i-n-k. Yes.

7 Q. (By Mr. Sparks) Okay. Are you restricting  
8 your response to part c to only KNOWiNK in the  
9 electronic pollbooks?

10 A. Yes, electronic pollbooks, you mean -- you  
11 mean -- you are talking about poll pads. Poll pads,  
12 the vendor that handled poll pads is called KNOWiNK,  
13 like I said, and they can, you know, better answer  
14 that question because we still have them on  
15 retainer -- I'll say on retainer for them to come in  
16 and help us during the elections.

17 Q. Okay. I have some follow-up questions but  
18 I do want to remind you, as we just talked about,  
19 that you are here to testify on behalf of Fulton  
20 County Board of Registration and Elections. And  
21 regardless of whether someone else could, in your  
22 opinion, better answer the question, I do want to  
23 know your responses for Fulton County with regards to  
24 all of topic 15. Do you understand that?

25 A. Okay. So on c, I will say I have no

1 knowledge of it.

2 MR. LOWMAN: And Adam, you can ask specific  
3 questions about wireless connections, what we  
4 know about the wireless connections and going  
5 forward. I just don't want him to try to answer  
6 something generally that he doesn't feel like is  
7 his main area of expertise, but go ahead.

8 MR. SPARKS: Well, thank you, David. I  
9 intend to ask questions, but again, he's been  
10 put forward for Fulton County, so.

11 MR. LOWMAN: Got you. Understood.

12 MR. SPARKS: Just want to make sure we are  
13 in the same place there.

14 MR. LOWMAN: Got it.

15 Q. (By Mr. Sparks) Mr. Olomo, let me go back  
16 because you did break it up to subtopics for now.  
17 Regarding the potential or actual remote access to  
18 any component of Georgia's current election system,  
19 you were saying that you have no knowledge about  
20 which to testify on that subtopic on behalf of Fulton  
21 County. Is that correct?

22 A. Correct.

23 Q. Mr. Olomo, are you familiar with the term  
24 "cyber attack vulnerability"?

25 A. The term, yes.

1 Q. What does that mean?

2 A. It means your system is vulnerable.

3 Q. Does it mean vulnerable on the whole or in  
4 one or more specific ways?

5 A. That probably depends on what it -- depends  
6 on who are we talking. It could be kind of a -- we  
7 could be vulnerable, the application could be  
8 vulnerable. The system as a whole could be  
9 vulnerable.

10 Q. So are you aware of any cyber attack  
11 vulnerabilities either of the system as a whole or of  
12 any component of Georgia's election system?

13 A. Not to my knowledge.

14 Q. Have you looked?

15 A. No.

16 Q. Has Fulton County looked for any such cyber  
17 attack vulnerability with Georgia's election system?

18 A. Not to my knowledge.

19 Q. Who would look for such cyber attack  
20 vulnerabilities in Georgia's election system?

21 A. That will be the Secretary of State.

22 Q. You mean the Secretary of State's Office or  
23 the Secretary of --

24 A. Yes, Secretary of State's Office, sorry,  
25 yeah.

1 Q. Would Dominion Voting Systems look for such  
2 vulnerabilities?

3 A. I don't know.

4 Q. I want to show you a document and bear with  
5 me as I work with the system to mark it and put it  
6 before you.

7 MR. SPARKS: All right. If you want to  
8 refresh your marked exhibit folder and pull up  
9 what I've just marked as Exhibit 2, you may.  
10 I'll also share my screen.

11 (Exhibit 2, E-mail string to Tucker from  
12 Evans, 9/29/2020, Bates stamped  
13 State-Defendants-00113894 - 113995, marked for  
14 identification.)

15 Q. (By Mr. Sparks) All right. I have just  
16 marked this document as Exhibit 2.

17 A. Okay.

18 Q. Please review it and let me know when you  
19 have reviewed the document.

20 A. Okay. I've gone through the e-mail.

21 Q. Thank you. I wanted to ask about the  
22 second page of this document.

23 A. Uh-huh.

24 Q. The document reads as an e-mail from Blake  
25 Evans at sos.ga.gov. To your knowledge, that's the

1 secretary of state's office e-mail domain, correct?

2 A. Correct.

3 Q. There's an e-mail to a representative from  
4 Dominion Voting and a Chris Harvey and a Gabriel  
5 Sterling included on the e-mail as well. Do you see  
6 where the e-mail reads, Fulton called me to say they  
7 have two precincts/polling locations report issues of  
8 2 ballots printing from BMDs?

9 A. Yes.

10 Q. And then the second paragraph, you see at  
11 least one of those instances caused someone to mark a  
12 ballot, hit print, two ballots emerged, one belonging  
13 to the voter and another one that did not belong to  
14 the voter. That's what the e-mail says, correct?

15 A. Correct.

16 Q. Now, if I understood you earlier, you say  
17 that the party that would look for cyber attack  
18 vulnerabilities in Georgia's election system was the  
19 Secretary of State's Office?

20 A. Correct.

21 Q. And this e-mail reflects a problem in  
22 Fulton that is then relayed to parties with the  
23 Secretary of State's Office and Dominion Voting. Is  
24 that fair?

25 A. Yes.

1           Q.    Is this consistent with the way Fulton  
2 would approach a problem that it was informed of  
3 about a ballot-marking device?

4           MR. LOWMAN:  Object to form of the  
5 question.  You can answer.

6           A.    I'm -- it appears -- I don't know -- like I  
7 don't -- can you break it down?  Like the question,  
8 it's -- I don't understand.

9           Q.    (By Mr. Sparks) I'll try, sure.  If Fulton  
10 County Board of Registration and Elections and,  
11 Mr. Olomo, for purposes of saving the court reporter,  
12 I'm going to refer to the Fulton County BRE as Fulton  
13 County from time to time.  Do you mind if I do that?

14          A.    Correct.  Yes, that's fine.

15          Q.    Okay.  Thank you.  So Fulton County learns  
16 of a problem with the ballot-marking device such as  
17 the one described in this e-mail.  What would it do  
18 next?

19          A.    No, that wouldn't be my question to answer.  
20 I don't -- I'm not -- I'm not in the position to know  
21 what to do.

22          Q.    Could a problem like the one described in  
23 this e-mail be construed as evidence of a cyber  
24 attack vulnerability?

25          MR. LOWMAN:  Object to the form of the

1 question. You can answer.

2 A. Are you expecting me to talk? I'm sorry.  
3 I don't know because I'm not --

4 Q. (By Mr. Sparks) Yes, the question is to  
5 you.

6 A. Oh, oh, sorry. Sorry. Okay, yeah. I  
7 would -- again, I don't -- I don't know. That would  
8 be -- that would be the SOS, for them to determine  
9 what's going on with this, yes.

10 Q. So Fulton County would relay news of this  
11 incident to the Secretary of State's Office?

12 A. Yes, yeah, I don't know what -- I don't  
13 know what the -- how do I put it like, what the  
14 guideline is or what the procedure should be. I  
15 would -- I don't know. I don't know that will -- who  
16 to refer that to.

17 Q. So you don't know if there's a policy or  
18 procedure regarding a potential threat or  
19 vulnerability to securing any component of the  
20 election system, such as BMD at issue in this e-mail?

21 MR. LOWMAN: Object to the form. You can  
22 answer.

23 A. I don't -- I don't know.

24 Q. (By Mr. Sparks) So are there policies and  
25 practices regarding securing components of Georgia's

1 current election system at Fulton County?

2 A. What do you mean securing? Like --  
3 securing means making sure -- yeah, we do perform L&A  
4 on those equipments to make sure they are secure,  
5 yes.

6 Q. Okay. And L&A, you mean logic and accuracy  
7 testing?

8 A. Yes, yeah. Logic and accuracy testing,  
9 yes.

10 Q. So logic and accuracy testing is an example  
11 of a policy or a procedure concerning the securing of  
12 at least a part of Georgia's current election system?

13 A. And to correct you, not just a part, yeah,  
14 we do logic and accuracy on every equipment that goes  
15 out, yes.

16 Q. You mentioned earlier a policy or procedure  
17 relating to the transfer of voting data from an EMS  
18 to an ICC and vice versa. Do I remember that  
19 correctly?

20 A. Correct.

21 Q. An EMS is an election management system?

22 A. Correct.

23 Q. And an ICC is -- what is an ICC?

24 A. Yes, that's image cast central.

25 Q. That's an obstacle scanner of some type.



1 Is that correct?

2 A. Correct. Yes.

3 Q. So aside from the three policies we just  
4 named, broadly speaking, having to do with L&A  
5 testing with regards to an EMS, ICC data transfer and  
6 the other way, a data transfer from ICC to an EMS,  
7 are you aware of any other policies or practices  
8 regarding security components of Georgia's current  
9 election system?

10 A. Not to my knowledge, no.

11 Q. Just those three?

12 A. Yes. Yes, that I can think of, yes.

13 Q. Mr. Olomo, please tell me more about the  
14 policy of transferring voter data from an EMS to an  
15 ICC. If I have misstated that, please put it in your  
16 own words. I don't mean to do so, if I have.

17 A. Come again, please. Sorry. I got a bit  
18 distracted. Yes.

19 Q. Okay. You don't any other programs open on  
20 your computer right now, do you?

21 A. No, no, I was just thinking about what you  
22 were saying, and I got -- I think I missed a word or  
23 something.

24 Q. I recall you mentioning earlier that you  
25 could testify about a policy or practice of moving

1 voter or voting data -- I may have the word wrong or  
2 misheard you -- back and forth between an EMS and an  
3 ICC. Will you please tell me more about the policy  
4 you were referencing?

5 A. So it's to move election files from the EMS  
6 cyber to the ICC scanner where absentee by mail, BMD  
7 ballots, if necessary, provisional ballots have been  
8 scanned and go back to move the results and the  
9 images from the ICC to the image cyber for  
10 tabulation.

11 Q. Are there any actual vulnerabilities in  
12 that process under the policy that you described?

13 A. Not to my knowledge.

14 Q. Are there any potential vulnerabilities  
15 under the policy that you described?

16 MR. LOWMAN: Object to the form of the  
17 question. You can answer.

18 A. Not to my knowledge. Not to my knowledge.

19 Q. (By Mr. Sparks) How do you know?

20 A. I said not to my knowledge, so I --

21 Q. Yes, I understand you said not to your  
22 knowledge regarding potential vulnerabilities.

23 A. Yes.

24 Q. My question is, given the knowledge you do  
25 have, why is your answer that there are not any

1 potential vulnerabilities, not to my knowledge? That  
2 was a bit of a confusing question. Please let me try  
3 this again.

4 Why is your answer that not to your  
5 knowledge are there any potential vulnerabilities in  
6 that policy?

7 A. Because I have no knowledge of any for  
8 the -- you know, vulnerability of something.

9 THE REPORTER: For the what?

10 A. I don't know what -- like how to break that  
11 down. Like, I do not know. I do not know, yes.

12 Q. (By Mr. Sparks) What are you basing your  
13 answer on?

14 A. Based on -- I'm basing my answer on the  
15 procedure that is in place and how it's been done.

16 Q. Can you tell me more about the procedure  
17 and how it excludes the potential for cyber attack  
18 vulnerabilities from that policy?

19 A. Again, I will repeat the first, remove  
20 election files on a USB and the USB, the same USB  
21 would always -- no, not the same. We use a secure  
22 USB from the Secretary of State, then remove the file  
23 on the USB to the ICC scanner. And when ballots is  
24 being -- has been finished -- when the ballot has  
25 been scanned, provisional absentee or BMD ballot, if

1 need be, we move the images and the results from the  
2 ICC, with the same USB, back to the EMS cyber for  
3 result tally.

4 Q. Where do the USB or USBs that you use come  
5 from?

6 A. We get them from -- I'm not sure. I can't  
7 say. But I think they are from the -- no, I don't --  
8 I don't know. Let me put it like that, but no, I  
9 don't know. Yes.

10 Q. Are the USBs reused at any point?

11 A. No.

12 Q. What happens to them after they are used?

13 A. They have -- they have to be kept for a  
14 period of, I think, two years. They go into  
15 retention, I believe, yes.

16 Q. Are they retained with other election  
17 records, to your knowledge?

18 Are they retained with other election  
19 records?

20 A. They are retained. Because they are  
21 electronic, so they are retained along with where we  
22 put our star EMS -- EMS cyber backups, yes.

23 Q. I may come back to that, but for now I want  
24 to move to subtopic c of topic 15. That reads,  
25 Wireless connections involving any components of

1 Georgia's current Election System, including  
2 Electronic Pollbooks. Did I hear you correctly that  
3 you mentioned poll pads and KNOWiNK earlier?

4 A. Yes.

5 Q. What do you know about poll pads and/or  
6 KNOWiNK with regard to subtopic c?

7 A. Poll pads are part of Georgia's system,  
8 election system and that they use to check in  
9 registered voters on election. And KNOWiNK, I know  
10 KNOWiNK is a vendor that supports poll pads and  
11 that's about it.

12 Q. So the poll pads are connected to WiFi,  
13 internet at some point?

14 A. Yes, during bulk updates, during L&A.

15 Q. During bulk updates and during L&A. Is  
16 that right?

17 A. Yes.

18 Q. Any other time?

19 A. No.

20 Q. Are you able to testify about wireless  
21 connections involving any other components of  
22 Georgia's current election system?

23 A. No.

24 Q. So you can't tell me whether Dominion ICX  
25 ballot-marking devices are connected to the internet?

1 A. No.

2 Q. And you can't tell me about whether the ICX  
3 obstacle scanners that we discussed earlier are  
4 connected to the -- to wireless internet?

5 A. No.

6 MR. SPARKS: I show you one more document,  
7 Mr. Olomo.

8 (Exhibit 3, E-mail to Harvey from  
9 Spell-Fowler, 10/27/2020, Bates Stamped  
10 State-Defendants-00096447 - 96448, marked for  
11 identification.)

12 MR. SPARKS: One moment.

13 Q. (By Mr. Sparks) Okay. If you want to check  
14 your marked exhibits folder, I have placed an exhibit  
15 there marked as Exhibit 3. If you would take a  
16 moment to review it, please.

17 Please tell me when you have reviewed the  
18 document, Mr. Olomo.

19 A. Will do. I'm done.

20 Q. My question concerns item Number 1 in this  
21 e-mail you see here. I'll try to highlight it. I'm  
22 not sure if I can. In any event, item 1 describes a  
23 complaint that apparently was received by someone at  
24 the Federal Bureau of Investigation regarding an  
25 incident on October 23rd, 2020. Quote, One of the

1 poll worker's computers was accessed remotely  
2 somewhere else by taking control of the computer and  
3 deleting information from the computer. Do you see  
4 that?

5 A. Yes, I do.

6 Q. It goes on to say only one computer at the  
7 site was having issues with the WiFi. Can you tell  
8 me anything about the incident described on this  
9 item 1?

10 A. I wouldn't know about the incident because  
11 this is the first time I'm reading it. I can't  
12 really say much about it.

13 Q. Right. I can't hear you very well. I'm  
14 sorry. Would you mind repeating your answer?

15 A. Yes, I said I cannot say much -- anything  
16 about this because this is the first time I've  
17 seen -- I'm reading about this or hearing about this.  
18 So I cannot.

19 Q. Regarding wireless connections involving  
20 the components of Georgia's current election system,  
21 would a poll worker's computer at a polling location  
22 be considered a component of Georgia's current  
23 election system?

24 A. You mean -- I can't -- I don't understand  
25 your question.

1 Q. Is a computer used at a polling location  
2 part of Georgia's current election system?

3 MR. LOWMAN: And I object to the form, but  
4 you can answer.

5 A. Again, I wouldn't know what you talk about,  
6 component, because it's a laptop. It's a laptop and  
7 the laptop is issued by Fulton County IT department,  
8 so I will say that's not -- that's not -- probably I  
9 would say no.

10 Q. (By Mr. Sparks) You would say no?

11 A. Yes.

12 Q. Bear with me here. Let's presume that the  
13 incident described in this item 1 happened. What  
14 would the -- what should the poll worker do under  
15 Fulton County's policies and procedures for  
16 cybersecurity of Fulton County's election system?

17 A. I don't think I'm the one to answer that  
18 question. I don't train poll workers. I don't know  
19 what the procedure is for poll worker training.

20 Q. So you don't have any familiarity with what  
21 the policy would be for --

22 A. I do not.

23 Q. -- for this poll worker to do in this  
24 situation. Is that right?

25 A. Yes, I do not because I'm not in charge of



1 poll workers.

2 Q. Okay. So concerning wireless connections  
3 to components of Georgia's current election system,  
4 are you aware of any vulnerabilities related to the  
5 use of ballot-marking devices that are created by  
6 lower security wireless connections?

7 A. No, not to my knowledge.

8 Q. Do you know who Angelos Keromytis is?

9 A. Who?

10 Q. Angelos Keromytis.

11 A. No.

12 Q. Mr. Olomo, I think I know the answer to  
13 this question but I want to ask. Have you read any  
14 of the expert reports filed in this case?

15 A. I believe not. No.

16 Q. Are you aware of any of them from any other  
17 source like a periodical or newspaper or website,  
18 anything like that?

19 A. No.

20 Q. So if there were vulnerabilities with  
21 components of Georgia's current election system with  
22 regards to this topic 15, are you able to tell me  
23 anything about those assertions?

24 A. I'm sorry. I don't understand your  
25 question.

1           Q.    Are you aware of any asserted  
2           vulnerabilities with Georgia's current election  
3           system?

4           A.    No, sir.  No.

5           Q.    If there were such a vulnerability, who  
6           would have the responsibility for remediating it?  
7           Would it be Fulton County?

8           A.    No, sir, because it's the State of Georgia.  
9           Yes, so that would be the Secretary of State's  
10          question.

11          Q.    And would that agency also have the  
12          authority to remediate any asserted vulnerabilities  
13          in Georgia's current election system?

14          A.    I can't answer that, sir.  I work for  
15          Fulton County.  I can't answer that.

16          Q.    I apologize.  I don't mean to interrupt.  
17          Would Fulton County have any authority to remediate  
18          those asserted cybersecurity vulnerabilities?

19          A.    I can't -- I don't know.

20          Q.    Does Fulton County generate any of its own  
21          guidance, policies or procedures regarding  
22          cybersecurity of Georgia's current election system?

23          A.    No, not to my knowledge, no.

24          Q.    Does it receive guidance, policies or  
25          procedures from anyone else?

1 A. On how?

2 Q. I'm sorry?

3 A. No, you said guidance -- yeah, you said  
4 guidance on how -- you know, procedures or how to,  
5 you know, how to perform L&A, how to do things. I  
6 want to know what your question is, what are we  
7 trying to get to?

8 Q. That's a fair point. Let me break up the  
9 question. There might be a better way to ask it.  
10 Does Fulton County receive policies on how to secure  
11 Georgia's current election system components that  
12 Fulton County has from anyone else?

13 A. Yes. Secure, yes. We receive guidance how  
14 to perform L&A, how to perform L&A from the Secretary  
15 of State, yes.

16 Q. So it receives it from the Secretary of  
17 State. Did I hear you right?

18 A. Yes, correct.

19 Q. Does Fulton County receive guidance on how  
20 to implement policies from the Secretary of State as  
21 well?

22 A. I'll say --

23 Q. Do you not understand my question?

24 A. I do understand. Yes, I understand your  
25 question. But I'm just -- I'm going back and, you

1 know, I'm reading the SOP back in my head to make  
2 sure that I'm not missing something here, but we  
3 receive the SOP, but, you know, I'll say, yeah, I'm  
4 trained, yes, I'll say yes.

5 Q. What are the SOP?

6 A. Standard operating procedures.

7 Q. Okay. Tell me more about that. What are  
8 the standard operating procedures for? Fulton County  
9 topic 15?

10 A. No, it's just -- it's generally for the  
11 State of Georgia on how L&A is done. Yes, it's not  
12 for Fulton -- just for Fulton County.

13 Q. I see. So you are referring to standard  
14 operating procedures regarding cybersecurity that  
15 come from the Secretary of State's Office. Is that  
16 right?

17 A. No. No, not cybersecurity procedures. I'm  
18 talking about L&A and that's logic and accuracy and  
19 yes. I'm not talking about cybersecurity, no.

20 Q. Okay. Do L&A procedures not include any  
21 sort of security component?

22 A. No, it's just -- yes.

23 Q. Are there policies concerning cybersecurity  
24 concerning protection against cyber attack  
25 vulnerabilities that come from the Secretary of

1 State's Office?

2 A. No.

3 Q. Does Fulton County have its own such  
4 policies?

5 A. No.

6 Q. So has Fulton County assessed or otherwise  
7 examined Georgia's current election system for  
8 cybersecurity vulnerabilities?

9 A. No, not to my knowledge. No.

10 Q. And forgive me if I'm repeating myself, but  
11 does Fulton County have the authority to examine  
12 Georgia's current election system for cybersecurity  
13 vulnerabilities?

14 A. I -- yeah, I think my director could answer  
15 that. That's not in my purview. Position to -- my  
16 place to answer the question, no.

17 Q. Has Fulton County taken any measures to  
18 eliminate or remediate cybersecurity vulnerabilities  
19 in Georgia's election system?

20 A. Not to my knowledge.

21 MR. SPARKS: Can we go off the record for a  
22 moment?

23 THE VIDEOGRAPHER: The time is 11:19 a.m.

24 We are off the record.

25 (WHEREUPON, a recess was taken.)

1 THE VIDEOGRAPHER: The time is 11:32 a.m.

2 We are on the record.

3 Q. (By Mr. Sparks) Mr. Olomo, I wanted to ask  
4 what your current employment was.

5 A. I'm information systems manager with  
6 department of registration and election Fulton  
7 County.

8 Q. Okay. Did you hold that same position --  
9 well, hold on. Let me ask this a better way. How  
10 long have you held that position?

11 A. Four months now.

12 Q. Okay. What position did you hold  
13 previously?

14 A. Elections system assistant supervisor.

15 Q. Okay. And how long did you hold that  
16 position?

17 A. About nine months.

18 Q. We are moving. What about before that?

19 A. Before that, that I was a contractor  
20 with -- I was a contractor with Dominion Voting  
21 System assigned to Fulton County.

22 Q. Okay. When did you move from Dominion  
23 Voting Systems to Fulton County regarding your  
24 employment? I'm doing the math with the months you  
25 told me in my head.

1           A.    Yes, yes, I will say but that's from -- I  
2 think the -- somewhere around like the second quarter  
3 of 2020.

4           Q.    Did you say the second quarter of 2020?

5           A.    Yes. Yes.

6           Q.    Okay. Did your responsibilities change  
7 when you moved from Dominion to Fulton County?

8           A.    Yes.

9           Q.    How did they change?

10          A.    More workload and -- just more workload.

11          Q.    More workload?

12          A.    Yes, more workload since that I now was  
13 responsible for training and supervising system  
14 specialists.

15          Q.    So when you moved from Dominion to Fulton  
16 County, you picked up some training responsibilities  
17 of others employed with Fulton County as well. Is  
18 that right?

19          A.    Correct. Yes.

20          Q.    And in each of these positions, your  
21 responsibilities included, broadly speaking,  
22 information technology systems?

23          A.    Correct.

24          Q.    So what credentials do you have that helped  
25 you perform those responsibilities?

1           A.    Yes, I have a Bachelor's Degree in computer  
2 science. And I have information system security  
3 specialist from University of Georgia.

4           Q.    I couldn't hear the last thing you said.

5           A.    Information systems security professional  
6 certificate from University of Georgia.

7           Q.    Okay. Anything else that would be relevant  
8 to your responsibilities either at Dominion or at  
9 Fulton County through the present?

10          A.    No, no.

11               MR. SPARKS: Okay. Mr. Olomo, at this  
12 time, that's all the questions that I have for  
13 you, understanding that the deposition will  
14 continue with a different corporate witness.

15               THE WITNESS: Okay.

16               MR. LOWMAN: And you can drop off, Dominic.

17               THE WITNESS: Okay.

18               MR. LOWMAN: Thanks.

19               Adam, we are going to grab Mr. Gilstrap if  
20 you are ready to proceed or, you know, however  
21 you want to do it.

22               THE VIDEOGRAPHER: Would you like to go off  
23 the record?

24               MR. LOWMAN: Yes, let's do that.

25               MR. SPARKS: Sure.



1                   THE VIDEOGRAPHER: The time is 11:35 a.m.  
2                   We are off the record.

3                   (Whereupon, the proceedings were concluded  
4                   at 11:35 a.m.)

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C E R T I F I C A T E

STATE OF GEORGIA )

) ss.:

FULTON COUNTY )

I, Robin Ferrill, Certified Court Reporter  
within the State of Georgia, do hereby certify:

That Dominic Olomo, the witness whose  
deposition is hereinbefore set forth, was duly sworn  
by me and that such deposition is a true record of  
the testimony given by such witness.

I further certify that I am not related to  
any of the parties to this action by blood or  
marriage; and that I am in no way interested in the  
outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set  
my hand this 9th day of February, 2022.



ROBIN K. FERRILL, RPR

1 To: Mr. Lowman

Re: Signature of Deponent Derric Olomo

2 Date Errata due back at our offices:

3 Greetings:

4 This deposition has been requested for read and sign  
by the deponent. It is the deponent's responsibility  
to review the transcript, noting any changes or  
5 corrections on the attached PDF Errata. The deponent  
may fill out the Errata electronically or print and  
6 fill out manually.

7 Once the Errata is signed by the deponent and  
notarized, please mail it to the offices of Veritext  
8 (below).

9 When the signed Errata is returned to us, we will  
seal and forward to the taking attorney to file with  
10 the original transcript. We will also send copies of  
the Errata to all ordering parties.

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12 If the signed Errata is not returned within the time  
above, the original transcript may be filed with the  
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14 Please send completed Errata to:

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20  
21  
22  
23 ASSIGNMENT # 5043361

24

25

1      ERRATA for ASSIGNMENT # 5043361

2      I, the undersigned, do hereby certify that I have  
3      read the transcript of my testimony, and that

4      \_\_\_\_ There are no changes noted.

5      \_\_\_\_ The following changes are noted:

6  
7      Pursuant to Rule 30(7)(e) of the Federal Rules of  
8      Civil Procedure and/or OCGA 9-11-30(e), any changes  
9      in form or substance which you desire to make to your  
10     testimony shall be entered upon the deposition with a  
11     statement of the reasons given for making them. To  
12     assist you in making any such corrections, please use  
13     the form below. If additional pages are necessary,  
14     please furnish same and attach.

15     Page \_\_\_\_ Line \_\_\_\_ Change \_\_\_\_

16     Reason for change \_\_\_\_

17     Page \_\_\_\_ Line \_\_\_\_ Change \_\_\_\_

18     Page \_\_\_\_ Line \_\_\_\_ Change \_\_\_\_

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Page 45

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20 \_\_\_\_\_  
DOMINIC OLOMO

21 Sworn to and subscribed before me this \_\_\_\_ day of

22 \_\_\_\_\_, \_\_\_\_\_.

23 \_\_\_\_\_

24 NOTARY PUBLIC

25

My Commission Expires: \_\_\_\_\_